

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.2083 OF 2006

Bhagwat Rai & Others ..Petitioners

Vs.

State of Maharashtra ..Respondent

Mr.M.C.Shah with Mr.R.R.Sharma for the petitioners

Mrs.S.D.Shinde, A.P.P. for the state

**CORAM : J.N.PATEL &
SMT.ROSHAN S.DALVI, JJ.**

DATED : 27TH SEPTEMBER, 2006

P.C.:

1. The learned A.P.P. on seeking instructions from the investigating officer who is personally present in court submits that the investigation is almost completed and charge sheet is likely to be filed on 29.10.06. The learned A.P.P. also submits that the custody of the petitioner is not required for the purpose of investigation. If that is so, it would be appropriate that the petitioners appear before the Special court and apply for bail.

2. We do not find that custody of the petitioners is required in the case as charge sheet is being filed and, therefore, the Special court can consider the application for bail filed by the petitioner. With these observations, petition is disposed of.

3. Certified copy expedited.

(SHRI J.N. PATEL, J)

(SMT.ROSHAN DALVI, J)